

Response to Official Action

Dated 5 October 2006

Re: USSN 09/943,221

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REMARKS/ARGUMENTS

Claim 1, as amended, includes the recitation "wherein the commodity distribution information transmitting means has access to the electronic check managing site, judges the validity of the electronic check data by referring to a selling office information database and distributes the ordered commodity information to the user terminal via the network if the commodity distribution information transmitting means judges that the electronic check is valid." This limitation is more or less based on a very similar limitation found in original claim 2. Claim 2 was rejected as being fully anticipated by Cornelius (US Patent No. 7,069,234).

In the Official Action, the Examiner devotes just over two lines to a discussion as to why claims 2-23 are allegedly anticipated by Cornelius. It is not seen where the limitation quoted above is allegedly met by Cornelius. What in Cornelius allegedly meets the limitation "electronic check" and where is a concept or discussion of judging "the validity of the electronic check by referring to a selling office information database" as claimed taught by Cornelius?

Nearly identical language has been added to independent claim 13 and it is not understood where Cornelius teaches the nearly corresponding limitation added to claim 13 (which heretofore was found in a slightly different form in original claim 14). Where are each and every limitation of claim 13 taught by Cornelius?

Claim 3, as amended, includes the recitation "a selling office credit judging means for judging whether the credit information with regard to the commodity selling office site transmitted from the user terminal, is stored in the selling office information database or not in the case that the electronic check

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managing server receives the check issuing demanding information transmitted from the user terminal". Where is that taught by Cornelius?

Where are the other limitations of all the claims allegedly taught by Cornelius? Paraphrasing the claims and then pointing the Applicant to certain passages in the cited document when rejecting a claim is neither very helpful nor does it comply with the rules of practice where the alleged correspondence between the claim language and the disclosure of the cited art is as unclear as it is in the case.

Withdrawal of the rejections and allowance of the claims are respectfully requested.

The Commissioner is authorized to charge any additional fees which may be required or credit overpayment to deposit account no. 12-0415. In particular, if this response is not timely filed, then the Commissioner is authorized to treat this response as including a petition to extend the time period pursuant to 37 CFR 1.136 (a) requesting an extension of time of the number of months necessary to make this response timely filed and the petition fee due in connection therewith may be charged to deposit account no. 12-0415.

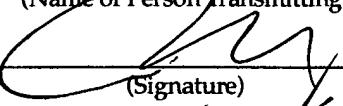
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(Date of Transmission)

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Respectfully submitted,



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